IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

THURSDAY, THE 29TH NOVEMBER 2007 / 8TH AGRAHAYANA 1929

WP(C).No. 14698 of 2007(Y)

PETITIONER:

JOSEPH JOSEPH,
KOCHUMUTTAM HOUSE,
KADAVOOR-PO,
POTHANICADU,MUVATTUPUZHA,
ERNAKULAM DISTRICT.

BY ADV. SRI.GEORGE POONTHOTTAM

RESPONDENTS:

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1. THE JOINT REGISTRAR OF CO-OPERATIVE SOCIETIES (G),ERNAKULAM.

2. THE KADAVOOR SERVICE CO-OPERATIVE BANK LTD.,KADAVOOR,MUVATTUPUZHA, ERNAKULAM DISTRICT,REP.BY THE SECRETARY.

3. THE ADMINISTRATIVE COMMITTEE, KADAVOOR SERVICE CO-OPERATIVE BANK LTD., KADAVOOR,MUVATTUPUZHA,ERNAKULAM DISTRICT, REP.BY THE CONVENOR SHAJI MOHAMMED.

R1 BY GOVT. PLEADER SMT. ANU SIVARAMAN
R2 & 3 BY BY ADV. SRI.P.N.MOHANAN

THIS WRIT PETITION (CIVIL) HAVING BEEN FINALLY HEARD A/W 34596/06 ON 29/11/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

APPENDIX IN W.P(C) 14698/07

PETITIONER'S EXTS:

EXT.P1: TRUE COPY OF THE ORDER NO: C.R.P(1)3634/06 DT. 22.12.2006

EXT.P2: -DO- OF THE ORDER NO: C.R.P.(1)3634/06 DT. 5.1.2007

jj /TRUE COPY/

P.S. TO JUDGE

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).Nos.14698 of 2007-Y &

34596 of 2006-R

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Dated this the 29th day of November, 2007.

JUDGMENT

1. These writ petitions relate to the Kadavoor Service Co-operative Bank Ltd.No.1882. The elected committee of that Society was superseded and an administrative committee is in office. WP (C).No.34596/2006 is filed challenging the supersession. The other writ petition is filed seeking a direction to conduct the election.

2. As of now, the election is to be held on 15-12-2007. It is submitted by the learned counsel appearing on all sides that the effect of the supersession order would be only to deprive the members of the superseded committee, of the entitlement to decide for election in one day and

if it is so, the disputes can amicably end, if the election proceedings are re-scheduled to commence after the 22nd of December, 2007.

3.In the aforesaid circumstances, these writ petitions are disposed of directing that the election to the committee of the Kadavoor Service Co-operative Bank Ltd. No.1882 shall be re-scheduled by issuing a fresh notification for the same, after 25th of December, 2007.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

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